

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Xin Jiang et al.

Title: LIPID-ASSOCIATED  
MOLECULES

Appl. No.: 10/534,579

Filing Date: 04/27/2006

Examiner: Unassigned

Art Unit: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Xin Jiang**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Xin Jiang as a joint inventor of the above-identified application even though he has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Mr. Jiang to join in the subject application, as well as his last known address.

1. The named inventors of the above-identified application are as follows:

Xin Jiang

Shanya D. Becha

Sean A. Bulloch

Hsin-Ru Chang

Narinder K. Chawla

Vicki S. Elliott

Brooke M. Emerling

Kimberly J. Gietzen

April J.A. Hafli

Alan A. Jackson

Amy E. Kable

Reena Khare

Soo Yeun Lee

Joseph P. Marquis

Jagi Murage

Anita Swarnakar

Yonghang G. Yang

2. The last known address of Mr. Jiang is: 14371 Elva Avenue, Saratoga, California 95070.
3. The following attempts were made to contact Xin Jiang to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On June 1, 2005, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Mr. Jiang from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that he return the signed documents by July 1, 2005. Also included was a prepared return Federal Express label to ease Mr. Jiang's return of the documents. Copies of the May 31, 2005, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on June 3, 2006) are attached.

b. On September 7, 2005, Christine Arthur, a legal assistant employed by Foley and Lardner LLP, called Mr. Jiang at the number on record for his address and there was no answer.

c. On October 5, 2005, Christine Arthur called Mr. Jiang and left a message on an answering machine to please call back and confirm that the documents were received and would be signed and returned as requested in the May 31, 2005 letter.

d. On November 16, 2005, a second letter, Declaration and Assignment documents were sent to Mr. Jiang via Federal Express, requesting that he sign and return the documents by December 1, 2005. Copies of the November 16, 2005 letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on November 18, 2005) are attached.

e. On January 18, 2006, Christine Arthur called Mr. Jiang and there was no answer. Ms. Arthur contacted directory assistance who had no listing for Mr. Jiang at his listed address.

f. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Mr. Jiang. No phone listing could be found for Mr. Jiang in California.

4. In view of the multiple requests made to Mr. Jiang to execute the Declaration in connection with the subject application, and Mr. Jiang's lack of responsiveness to these requests, it is apparent that Mr. Jiang is unable to be located and/or is refusing to join in the subject application by executing the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventor of this application.

The fee for this Petition is \$130.00. A check for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date April 27, 2006

By Michele M. Simkin

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717

May 31, 2005

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2266**VIA FEDERAL EXPRESS DELIVERY**Xin Jiang  
14371 Elva Avenue  
Saratoga, CA 95070Re: U.S. National Stage of Application No.: PCT/US03/35946  
Title: LIPID-ASSOCIATED MOLECULES  
Inventor(s): Xin Jiang et al.  
Our Ref.: 039386-2266  
Incyte Ref.: PF-1618 PCT

Dear Xin Jiang:

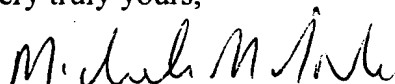
We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **July 1, 2005**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1400274.1

BRUSSELS  
CHICAGO  
DETROIT  
JACKSONVILLELOS ANGELES  
MADISON  
MILWAUKEEORLANDO  
SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MARSAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEETAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

**IMPORTANT!**For information on Hurricane Katrina, please [click here](#).

Track Shipments

Detailed Results

Quick Help

Tracking number 837201774300  
Signed for by C. ARTHUR  
Ship date Jun 1, 2005  
Delivery date Jun 3, 2005 11:11 AM  
Status Delivered

Reference  
Destination  
Service type

039386-2266  
SARATOGA, CA  
Priority Box

Date/Time Activity Location Details

Signature proof

Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click **Send email**.

Add a message to this email.

From   
To

**fedEx** USA Airbill  
Express

FedEx  
Tracking  
Number

8372 0177 4300

Form  
LD No.

0215

KATrina's Copy

**From** Please print and press hard. **Sender's FedEx Account Number** 0200-5302-0  
**Date** 6/1/05  
**Sender's Name** C. Arthur **Phone** (202) 672-5300  
**Company** FOLEY & LARDNER  
**Address** 3000 K ST NW STE 500  
**City** WASHINGTON **State** DC **ZIP** 20007-5143  
**Your Internal Billing Reference** 039386-2266  
**To** **Recipient's Name** Xin Jiang **Phone** (408) 872-1785  
**Company**  
**Address** 14371 Elva Ave  
**City** Saratoga **State** CA **ZIP** 95070

**4a Express Package Service**Packages up to 150 lbs.  
Delivery commitment may be later in some areas.

- ☐ FedEx Priority Overnight Next business morning  
☐ FedEx Standard Overnight Next business afternoon  
☐ FedEx First Overnight Earliest next business morning delivery to select locations  
☒ FedEx 2Day Second business day  
☐ FedEx Express Saver Third business day  
FedEx Envelope rate not available. Minimum charge: One-pound rate

**4b Express Freight Service**Packages over 150 lbs.  
Delivery commitment may be later in some areas.

- ☐ FedEx 1Day Freight\* Next business day  
☐ FedEx 2Day Freight Second business day  
☐ FedEx 3Day Freight Third business day

**5 Packaging**

\*Declared value limit \$500

- ☐ FedEx Envelope\* ☒ FedEx Pak\* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sundry Pak  
☐ Other

**6 Special Handling**

Include FedEx address in Section 3

- ☐ SATURDAY Delivery Available ONLY for FedEx Priority Overnight and FedEx 2Day to select ZIP codes  
☐ HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight  
☐ HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods?

- ☒ No One box must be checked  
☐ Yes As per attached Shipper's Declaration  
☐ Yes Shipper's Declaration not required  
☐ Dry Ice Dry Ice, 9, UN 1845 \* kg  
Dangerous Goods (including Dry Ice) cannot be shipped in FedEx packaging ☐ Cargo Aircraft Only

**7 Payment Bill to:**

Enter FedEx Acct. No. or Credit Card No. below:

- ☒ Sender Acct. No. in Section 1 will be billed  
☐ Recipient  
☐ Third Party  
☐ Credit Card  
☐ Cash/Check

FedEx Acct. No. Exp. Date  
Total Packages Total Weight Total Declared Value<sup>1</sup>  
\$ .00  
FedEx Use Only

**8 Release Signature**

Sign to authorize delivery without obtaining signature.

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

447

Try online shipping at [fedex.com](#)

By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

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or call 1.800.Go.FedEx® 800.463.3339.

0228059718

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November 16, 2005

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2266**VIA FEDERAL EXPRESS DELIVERY**Xin Jiang  
14371 Elva Avenue  
Saratoga, CA 95070Re: U.S. National Stage of Application No.: PCT/US03/35946  
Title: LIPID-ASSOCIATED MOLECULES  
Inventor(s): Xin Jiang et al.  
Our Ref.: 059314-0401 (prev. 039386-2266)  
Incyte Ref.: PF-1618 PCT

Dear Xin Jiang:

We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **December 1, 2005**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact me or my legal assistant, Chris Arthur at 202-295-4054.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1400274.1

BRUSSELS  
CHICAGO  
DETROIT  
JACKSONVILLE  
WASH\_1498460.1LOS ANGELES  
MADISON  
MILWAUKEEORLANDO  
SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MARSAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEETAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH



# Track Shipments Detailed Results

[? Quick Help](#)

<b>Tracking number</b>	852651203928	<b>Reference</b>	059314-0401
<b>Signed for by</b>	9999999999999999	<b>Destination</b>	SARATOGA, CA
<b>Ship date</b>	Nov 16, 2005	<b>Service type</b>	FedEx 2Day Service
<b>Delivery date</b>	Nov 18, 2005 11:55 AM		
<b>Status</b>	Delivered		

<b>Date/Time</b>	<b>Activity</b>	<b>Location</b>	<b>Details</b>
Nov 18, 2005 11:55 AM	Delivered	SARATOGA, CA	Package delivered to recipient address - release authorized

Signature proof

Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click **Send email**.

Add a message to this email.

SPH22

Form ID No.

0215

Sender's Copy

**US Airbill**  
Express

FedEx Tracking Number

8526 5120 3928

Please print and press hard.

Sender's FedEx Account Number

0200-5302-0

Recipient's Name **KEN ROBINSON** Phone (202) 295-4755

Company **FOLEY & LARDNER LLP**

Address **3000 K ST NW STE 500**

Dept./Floor/Suite/Room

City **WASHINGTON** State **DC** ZIP **20007-5143**

Internal Billing Reference

059314-0401

Recipient's Name **Xin Jiang** Phone **408-872-1785**

Company **14371 Elva Ave**

Recipient's Address **14371 Elva Ave**

Dept./Floor/Suite/Room

Postage & Insurance: If a package is held at a specific FedEx location, print FedEx address here.

**Saratoga** State **CA** ZIP **95070**

## 4a Express Package Service

☐ FedEx Priority Overnight  
Next business morning\*

☐ FedEx Standard Overnight  
Next business afternoon\*

**Packages up to 150 lbs.**  
\* To most locations  
☐ FedEx First Overnight  
Earliest next business morning delivery to select locations\*

☒ FedEx 2Day  
Second business day\*

☐ FedEx Express Saver  
Third business day\*

## 4b Express Freight Service

**Packages over 150 lbs.**  
\*\* To most locations

☐ FedEx 1Day Freight\*  
Next business day\*\*

☐ FedEx 2Day Freight  
Second business day\*\*

☐ FedEx 3Day Freight  
Third business day\*\*

\* Call for Confirmation

\* Declared value limit \$500

## 5 Packaging

☐ FedEx Envelope\*

☒ FedEx Pak\*  
Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak

☐ FedEx Box

☐ FedEx Tube

☐ Other

## 6 Special Handling

☐ SATURDAY Delivery

Available ONLY for FedEx Priority Overnight, FedEx 2Day, FedEx 10Day Freight, and FedEx 2Day Freight to select ZIP codes

☐ HOLD Weekday at FedEx Location

NOT Available for FedEx First Overnight

☐ HOLD Saturday at FedEx Location

Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods?

☒ NO ☐ YES  
One box must be checked. As per attached Shipper's Declaration

☐ YES  
Shipper's Declaration not required

☐ Dry Ice  
Dry Ice, 9, UN 1845 x kg

Dangerous goods (including Dry Ice) cannot be shipped in FedEx packaging.

☐ Cargo Aircraft Only

## 7 Payment

☒ Sender  
Acct No. in Section 1 will be billed.

☐ Recipient

☐ Third Party

☐ Credit Card

☐ Cash/Check

FedEx Acct No.  
Credit Card No.

Exp. Date

Total Packages

Total Weight

Total Declared Value\*

\$ .00

FedEx Use Only

\*Our liability is limited to \$100 unless you declare a higher value. See back for details

## 8 Sign to Authorize Delivery Without a Signature

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims.

466

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By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

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030934041B

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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Xin Jiang et al.

Title: LIPID-ASSOCIATED  
MOLECULES

Appl. No.: 10/534,579

Filing Date: 04/27/2006

Examiner: Unassigned

Art Unit: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Kimberly Gietzen**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Kimberly Gietzen as a joint inventor of the above-identified application even though she has been unable to be located and/or refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Ms. Gietzen to join in the subject application, as well as her last known address.

1. The named inventors of the above-identified application are as follows:

Xin Jiang

Shanya D. Becha

Sean A. Bulloch

Hsin-Ru Chang

Narinder K. Chawla

Vicki S. Elliott

Brooke M. Emerling

Kimberly J. Gietzen

April J.A. Haflia

Alan A. Jackson

Amy E. Kable

Reena Khare

Soo Yeun Lee

Joseph P. Marquis

Jagi Murage

Anita Swarnakar

Yonghang G. Yang

2. The last known address of Kimberly Gietzen is: 691 Los Huecos Drive, San Jose, California 95123.
3. The following attempts were made to contact Ms. Gietzen to inform her that her signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On June 1, 2005, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Ms. Gietzen from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that she return the signed documents by July 1, 2005. Also included was a prepared return Federal Express label to ease Ms. Gietzen's return of the documents. Copies of the May 31, 2005, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on June 3, 2006) are attached.

b. On September 7, 2005, Christine Arthur, a legal assistant employed by Foley and Lardner LLP, called Ms. Gietzen at the number on record for her address and left a message for on an answering machine for Ms. Gietzen to call regarding signing and returning the documents.

c. On October 5, 2005, Christine Arthur called Ms. Gietzen and left a message on an answering machine to please call back and confirm that the documents were received and would be signed and returned as requested in the May 31, 2005 letter.

d. On November 16, 2005, a second letter, Declaration and Assignment documents were sent to Ms. Gietzen via Federal Express, requesting that she sign and return the documents by December 1, 2005. Copies of the November 16, 2005 letter, Federal Express label, and Federal Express tracking information (showing the package was delivered

on November 18, 2005) are attached.

e. On January 18, 2006, Christine Arthur called Ms. Gietzen and there was no answer. Ms. Arthur contacted directory assistance who had no listing for Ms. Gietzen at her listed address.

f. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Ms. Gietzen. No phone listing could be found for Ms. Gietzen in California.

4. In view of the multiple requests made to Ms. Gietzen to execute the Declaration in connection with the subject application, and Ms. Gietzen's lack of responsiveness to these requests, it is apparent that Ms. Gietzen is unable to be located and/or is refusing to join in the subject application by executing the Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventor of this application.

The fee for this Petition is \$130.00. A check for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the

United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date

April 27, 2006

By

Michele M. Simkin

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 672-5538

Facsimile: (202) 672-5399

Michele M. Simkin

Attorney for Applicants

Registration No. 34,717

May 31, 2005

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAILCLIENT/MATTER NUMBER  
039386-2266**VIA FEDERAL EXPRESS DELIVERY**Kimberly J. Gietzen  
691 Los Huecos Drive  
San Jose, CA 95123Re: U.S. National Stage of Application No.: PCT/US03/35946  
Title: LIPID-ASSOCIATED MOLECULES  
Inventor(s): Xin Jiang et al.  
Our Ref.: 039386-2266  
Incyte Ref.: PF-1618 PCT

Dear Ms. Gietzen:

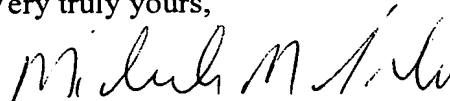
We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **July 1, 2005**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

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JACKSONVILLELOS ANGELES  
MADISON  
MILWAUKEEORLANDO  
SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MARSAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEETAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

**IMPORTANT!**For information on Hurricane Katrina, please [click here](#).

Track Shipments

Detailed Results

Quick Help

Tracking number 852104816579  
 Signed for by C. ARTHUR  
 Ship date Jun 2, 2005  
 Delivery date Jun 6, 2005 5:45 PM  
 Status Delivered

Reference  
 Destination  
 Service type

039386-2266  
 SAN JOSE, CA  
 Priority Box

Date/Time Activity Location Details

Signature proof

Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click **Send email**.

From \_\_\_\_\_  
 To \_\_\_\_\_

Add a message to this email.

SPH42

**US Airbill**  
 Express

FedEx Tracking Number

8521 0481 6579

Form ID No.

0215

SPH42

Please print and press hard.

6/2/05 Sender's FedEx Account Number 0200-5302-0

er's C. Arthur Phone (202) 672-5410

pany FOLEY & LARDNER LLP

ESS 3000 K ST NW STE 500

WASHINGTON State DC ZIP 20007-5111

r Internal Billing Reference 039386-2266

ient's Kimberly Gietzen Phone ( )

pany

ient's 691 Los Huecos Drive

ress cannot deliver to P.O. boxes or P.O. ZIP codes

ESS

uest a package be held at a specific FedEx location, print FedEx address here.

San Jose State CA ZIP 95123

**4a Express Package Service**

Packages up to 150 lbs.

☐ FedEx Priority Overnight  
 Next business morning\*

☐ FedEx Standard Overnight  
 Next business afternoon\*

☐ FedEx First Overnight  
 Earliest next business morning  
 delivery to select locations\*\*

☒ FedEx 2Day  
 Second business day\*

☐ FedEx Express Saver  
 Third business day\*

FedEx Envelope rate not available. Minimum charge: One-pound rate

**4b Express Freight Service**

Packages over 150 lbs.

☐ FedEx 1Day Freight\*  
 Next business day\*\*

☐ FedEx 2Day Freight  
 Second business day\*\*

☐ FedEx 3Day Freight  
 Third business day\*\*

\* Call for Confirmation:

\* Declared value limit \$500

**5 Packaging**
☐ FedEx Envelope\*

☒ FedEx Pak\*  
 Includes FedEx Small Pak,  
 FedEx Large Pak, and FedEx Sturdy Pak

☐ FedEx Box

☐ FedEx Tube

☐ Other
**6 Special Handling**

Include FedEx address in Section 3.

☐ SATURDAY Delivery  
 Available ONLY for  
 FedEx Priority Overnight, FedEx 2Day,  
 FedEx 1Day Freight, and FedEx 2Day  
 Freight to select ZIP codes

☐ HOLD Weekday  
 at FedEx Location  
 NOT Available for  
 FedEx First Overnight

☐ HOLD Saturday  
 at FedEx Location  
 Available ONLY for  
 FedEx Priority Overnight and  
 FedEx 2Day to select locations

Does this shipment contain dangerous goods?

One box must be checked.

☒ No

☐ Yes  
 As per attached  
 Shipper's Declaration

☐ Yes  
 Shipper's Declaration  
 not required

☐ Dry Ice  
 Dry Ice, S, UN 1845

☐ Cargo Aircraft Only

Dangerous goods (including Dry Ice) cannot be shipped in FedEx packaging.

**7 Payment Bill to:**

Enter FedEx Acct. No. or Credit Card No. below.

☒ Sender  
 Acct. No. in Section  
 1 will be billed.

☐ Recipient

☐ Third Party

☐ Credit Card

☐ Cash/Check
FedEx Acct. No.  
Credit Card No.Exp.  
Date

Total Packages

Total Weight

Total Declared Value<sup>1</sup>

\$ .00

FedEx Use Only

<sup>1</sup>Our liability is limited to \$100 unless you declare a higher value. See back for details**8 Sign to Authorize Delivery Without a Signature**

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims

466

**Try online shipping at fedex.com**

By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability

Questions? Visit our Web site at [fedex.com](http://fedex.com)  
 or call 1.800.GoFedEx 1.800.463.3339.

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November 16, 2005

**VIA FEDERAL EXPRESS DELIVERY**

Kimberly J. Gietzen  
691 Los Huecos Drive  
San Jose, CA 95123

Re: U.S. National Stage of Application No.: PCT/US03/35946  
Title: LIPID-ASSOCIATED MOLECULES  
Inventor(s): Xin Jiang et al.  
Our Ref.: 059314-0401 (prev. 039386-2266)  
Incyte Ref.: PF-1618 PCT

Dear Ms. Gietzen:

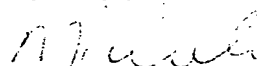
We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **December 1, 2005**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact me or my legal assistant, Chris Arthur at 202-295-4054.

Very truly yours,



Michele M. Simkin

MMSC/clar  
Enclosures

002.1400287.1

BRUSSELS  
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DETROIT  
JACKSONVILLE

LOS ANGELES  
MADISON  
MILWAUKEE

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SACRAMENTO  
SAN DIEGO  
SAN DIEGO/DEL MAR

SAN FRANCISCO  
SILICON VALLEY  
TALLAHASSEE

TAMPA  
TOKYO  
WASHINGTON, D.C.  
WEST PALM BEACH

WASH\_1498456.1

# Track Shipments Detailed Results

[? Quick Help](#)

<b>Tracking number</b>	852088918633	<b>Reference</b>	059314-0401
<b>Signed for by</b>	F.EDEX951	<b>Destination</b>	SAN JOSE, CA
<b>Ship date</b>	Nov 16, 2005	<b>Service type</b>	FedEx 2Day Service
<b>Delivery date</b>	Nov 17, 2005 12:18 PM		
<b>Status</b>	Delivered		

<b>Date/Time</b>	<b>Activity</b>	<b>Location</b>	<b>Details</b>
Nov 17, 2005 12:18 PM	Delivered	SAN JOSE, CA	Package delivered to recipient address - release authorized

Signature proof

Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click **Send email**.

SPH13

Sender's Ship

**US Airbill** Form ID No. **0215**

Sender's Name: **C. Arthur** Phone: **(202) 672-5410**

Company: **FOLEY & LARDNER LLP**

Address: **3000 K ST NW STE 500**

City: **WASHINGTON** State: **DC** ZIP: **20007-5111**

Internal Billing Reference: **059314-0401**

Recipient's Name: **Kimberly Gietzan** Phone: **408-578-1328**

Company: **691 Los Huecos Dr.**

Address: **San Jose** State: **CA** ZIP: **95123**

## 4a Express Package Service

☐ FedEx Priority Overnight ☐ FedEx Standard Overnight ☐ FedEx First Overnight

☒ FedEx 2Day ☐ FedEx Express Saver

## 4b Express Freight Service

☐ FedEx 1Day Freight\* ☐ FedEx 2Day Freight ☐ FedEx 3Day Freight

## 5 Packaging

☐ FedEx Envelope\* ☒ FedEx Pak\* ☐ FedEx Box ☐ FedEx Tube ☐ Other

## 6 Special Handling

☐ SATURDAY Delivery Available ONLY for FedEx Priority Overnight, FedEx 2Day, FedEx 1Day Freight, and FedEx 2Day Freight to select ZIP codes

☐ HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight

☐ HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods? ☒ No ☐ Yes ☐ Dry Ice ☐ Cargo Aircraft Only

## 7 Payment

Bill to: ☐ Sender ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

Total Packages	Total Weight	Total Declared Value*
		\$ .00

## 8 Sign to Authorize Delivery Without a Signature

By signing you authorize us to deliver this shipment without obtaining a signature and agree to indemnify and hold us harmless from any resulting claims

466

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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Xin Jiang et al.

Title: LIPID-ASSOCIATED  
MOLECULES

Appl. No.: 10/534,579

Filing Date: 04/27/2006

Examiner: Unassigned

Art Unit: Unassigned

**PETITION UNDER 37 C.F.R. § 1.47(a) – Hsin-Ru Chang**

Sir:

Pursuant to 37 C.F.R. § 1.47(a) and the guidelines set forth in M.P.E.P. § 409.03, a request is hereby made to include Hsin-Ru Chang as a joint inventor of the above-identified application even though he refuses join in the application by signing an oath or declaration complying with 37 C.F.R. § 1.63. A declaration complying with 37 C.F.R. § 1.63 signed by the joint inventors, is included herewith. Below is a description of the pertinent facts explaining the refusal of Mr. Chang to join in the subject application, as well as his last known address.

1. The named inventors of the above-identified application are as follows:

Xin Jiang

Shanya D. Becha

Sean A. Bulloch

Hsin-Ru Chang

Narinder K. Chawla

Vicki S. Elliott

Brooke M. Emerling

Kimberly J. Gietzen

April J.A. Hafli

Alan A. Jackson

Amy E. Kable

Reena Khare

Soo Yeun Lee

Joseph P. Marquis

Jagi Murage

Anita Swarnakar

Yonghang G. Yang

2. The last known address of Mr. Chang is: 326 Treasure Island Drive, Belmont, California 94002.
3. The following attempts were made to contact Mr. Chang to inform him that his signature was needed on a Declaration complying with 37 C.F.R. § 1.63 in connection with the above-identified application.

a. On June 1, 2005, a copy of the above-referenced application and a Declaration complying with 37 C.F.R. § 1.63, was sent to Mr. Chang from Michele Simkin, attorney for the applicants, via Federal Express. A letter was included requesting that he return the signed documents by July 1, 2005. Also included was a prepared return Federal Express label to ease Mr. Chang's return of the documents. Copies of the May 31, 2005, letter, Federal Express label, and Federal Express tracking information (showing the package was delivered on June 3, 2006) are attached.

b. On September 7, 2005, Christine Arthur, a legal assistant employed by Foley and Lardner LLP, called Mr. Chang at the number on record for his address. Ms. Arthur asked Mr. Chang to confirm receipt of the documents sent on June 1, 2005, and if he would sign and return the documents. Mr. Chang stated that he would not sign anything for Incyte Corporation and hung up the phone. A declaration from Ms. Arthur attesting to Mr. Chang's statement is attached.

f. As of the date of this petition, no signed documents regarding the above-captioned application have been received from Mr. Chang.

4. In view of the multiple requests made to Mr. Jiang to execute the Declaration in connection with the subject application, and Mr. Jiang's statement to Ms. Arthur, it is apparent that Mr. Jiang is refusing to join in the subject application by executing the

Declaration. Therefore, in accordance with 37 C.F.R. § 1.47(a), the undersigned petitions the U.S. Patent and Trademark Office to accept the accompanying Declaration complying with 37 C.F.R. § 1.63 executed by the other joint inventor of this application.

The fee for this Petition is \$130.00. A check for this amount is enclosed herewith. The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

If there are any questions regarding the above, please contact the undersigned.

Respectfully submitted,

Date April 27, 2026

By Michele M. Simkin

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5538  
Facsimile: (202) 672-5399

Michele M. Simkin  
Attorney for Applicants  
Registration No. 34,717

May 31, 2005

**FOLEY & LARDNER LLP**  
**ATTORNEYS AT LAW**  
WASHINGTON HARBOUR  
3000 K STREET, N.W., SUITE 5  
WASHINGTON, D.C. 20007-514  
202.672.5300 TEL  
202.672.5399 FAX  
www.foley.com

WRITER'S DIRECT LINE  
202.672.5538  
msimkin@foley.com EMAIL

CLIENT/MATTER NUMBER  
039386-2266

**VIA FEDERAL EXPRESS DELIVERY**

Hsin-Ru Chang  
326 Treasure Island Drive  
Belmont, CA 94002

Re: U.S. National Stage of Application No.: PCT/US03/35946  
Title: LIPID-ASSOCIATED MOLECULES  
Inventor(s): Xin Jiang et al.  
Our Ref.: 039386-2266  
Incyte Ref.: PF-1618 PCT

Dear Hsin-Ru Chang:

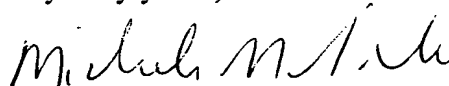
We are the legal representatives for Incyte Corporation. We currently are in the process of entering the U.S. national phase of the above-identified international application. Enclosed for your review is a copy of the published international application.

We ask that you please sign and date the enclosed Declaration and Assignment, and return these documents to us in the enclosed self-addressed Federal Express envelope no later than **July 1, 2005**, so that we may promptly file them with the U.S. Patent and Trademark Office. Please keep the enclosed application for your records.

Please make any corrections and/or additions necessary on the Declaration and Assignment and initial and date where corrections are needed.

We greatly appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact us.

Very truly yours,



Michele M. Simkin

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TOKYO  
WASHINGTON, D.C.  
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# Track Shipments Detailed Results

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Tracking number 837201774344  
Signed for by A.RTHUR  
Ship date Jun 1, 2005  
Delivery date Jun 2, 2005 10:37 AM  
Status Delivered

Reference 039386-2266  
Destination BELMONT, CA  
Service type FedEx 2Day Service

Date/Time	Activity	Location	Details
Jun 2, 2005 10:37 AM	Delivered	BELMONT, CA	Package delivered to recipient address - release authorized

Signature proof

Track more shipments

Email your detailed tracking results (optional)

Enter your email, submit up to three email addresses (separated by commas), add your message (optional), and click **Send email**.

Add a message to this email.

**Express** *USA Airbill* FedEx Tracking Number **8372 0177 4344**

Please print and press hard.

Sender's FedEx Account Number **0200-5302-0**

Shipper's Name **C. Arthur** Phone **(202) 672-5300**

Company **FOLEY & LARDNER**

Address **3000 K ST NW STE 500**

City **WASHINGTON** State **DC** ZIP **20007-5143**

Internal Billing Reference **039386-2266**

Shipper's Name **Hsin-Ru Chng** Phone **(650) 680-1080**

Address **3200 Treasure Island Dr.**

City **Belmont** State **CA** ZIP **94002**

Form ID No. **0215** *Sender's Copy*

**4a Express Package Service** Packages up to 150 lbs. Delivery commitment may be later in some areas.

☐ FedEx Priority Overnight Next business morning ☐ FedEx Standard Overnight Next business afternoon ☐ FedEx First Overnight Earliest next business morning delivery to select locations

☒ FedEx 2Day Second business day ☐ FedEx Express Saver Third business day FedEx Envelope rate not available. Minimum charge: One-pound rate.

**4b Express Freight Service** Packages over 150 lbs. Delivery commitment may be later in some areas.

☐ FedEx 1Day Freight\* ☐ FedEx 2Day Freight Second business day ☐ FedEx 3Day Freight Third business day

\* Call for Confirmation.

**5 Packaging** \* Declared value limit \$500

☐ FedEx Envelope\* ☒ FedEx Pak\* Includes FedEx Small Pak, FedEx Large Pak, and FedEx Sturdy Pak ☐ Other

**6 Special Handling** Include FedEx address in Section 3

☐ SATURDAY Delivery Available ONLY for FedEx Priority Overnight and FedEx 2Day to select ZIP codes ☐ HOLD Weekday at FedEx Location NOT Available for FedEx First Overnight ☐ HOLD Saturday at FedEx Location Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations

Does this shipment contain dangerous goods? One box must be checked

☒ No ☐ Yes As per attached Shipper's Declaration ☐ Yes Shipper's Declaration not required ☐ Dry Ice Dry Ice, 9 UN 1845 x kg Dangerous Goods (including Dry Ice) cannot be shipped in FedEx packaging. ☐ Cargo Aircraft Only

**7 Payment Bill to:** Enter FedEx Acct. No. or Credit Card No. below.

☒ Sender Acct. No. in Section 1 will be billed ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

FedEx Acct. No. Exp. Date

Total Packages Total Weight Total Declared Value?

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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Xin Jiang et al.

Title: LIPID-ASSOCIATED MOLECULES

Appl. No.: 10/534,579

Filing Date: 04/27/2006

Examiner: Unassigned

Art Unit: Unassigned

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DECLARATION OF CHRISTINE ARTHUR**

Dear Sir,

I, Christine Arthur, do hereby declare:

I am an employee of Foley & Lardner LLP and currently hold the title of Legal Assistant. My duties at Foley & Lardner LLP include preparing and acquiring the execution of Declarations and Assignments needed for the prosecution of patent applications.

On September 7, 2005, I called Mr. Hsin-Ru Chang at the phone number listed for his address. When Mr. Chang answered the phone, I informed him I was calling regarding the patent application documents which had been sent to him on June 1, 2005, via Federal Express, and asked him to confirm that he had received the documents. When Mr. Chang confirmed that he had received the documents, I asked if he would sign the Declaration and Assignment and return them to us for filing in the Patent Office. Mr. Chang said, "I will not sign anything for Incyte Corporation", and hung up the phone, ending the phone call.

The undersigned states declares further that all statements made herein are true and that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

A handwritten signature in black ink, appearing to read 'CAU' followed by a stylized flourish.

Christine Arthur

Signed at Washington, D.C.

This 25th day of April 2006.